NEW UTILITY APPLICATION REQUEST TRANSMITTAL UNDER 37 C.F.R. §1.53(b)

Docket No:P9698

CERTIFICATE OF EXPRESS MAILING

"Express Mail" mailing label number: EL 982220835 US Date of Deposit: October 14, 2003

I hereby certify that the following Correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 C.F.R. §1.10 on the date indicated above in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

France M Cunningham

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

This is a request for a filing of a new utility patent application under 37 C.F.R. §1.53(b) for the following:

Inventor(s): James M. Kremer, Pascal Ledru And Xuefeng Yao

Title:

METHOD, SYSTEM AND ARTICLE OF MANUAFCTURE FOR DISCOVERING

DEVICES IN A NETWORK MONITORING SYSTEM

Enclosures

21	Pages of Specification, including claims and abstract
8	Sheets of Formal Drawing(s)
\boxtimes	Application Data Sheet
	CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
\boxtimes	Declaration and Power of Attorney
	Applicant claims small entity status
\bowtie	
	Assignment(s) of the Invention and Assignment Recordation Cover Sheet
	PTO 1449 and a copy of each cited reference
	Request and Certification under 35 U.S.C. §122(b)(2)(B)(i)
\boxtimes	Return Receipt Postcard
\sqcap	Other:
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Filing Fees

Claims as Filed						
	Claims Filed	Basic Fee Allowance	Number of Extra Claims	Rate	Fees Due	
Basic Fee 37 CFR §1.16(a)		\$770.00				
Total Claims (37 CFR §1.16(c))	27	- 20 =	7 X	\$18.00 =	\$ 126.00	
Independent Claims (37 CFR §1.16(b))	7	-3 =	4 X	\$86.00 =	\$ 344.00	
Reduction by 50% for filing by small entity \$ 0.00						
Assignment Recording Fee \$ 40.00						
Total Filing Fee \$1,240.00						

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\boxtimes	Check is	n the ar	nount	of the	total filir	ng fee is enclosed.
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Charge Account No. 02-3038 in the amount of the total filing fee.

A duplicate of this transmittal is attached.

Authorization to Charge Additional Fees

The Commissioner is hereby authorized to charge any additional fees incurred under 37 C.F.R. §1.16, §1.17 and §1.18 required by this paper and during the entire pendency of this application to Account No. 02-3038.

Correspondence Address

Please forward all correspondence to

Paul E. Kudirka, Esq. at the address of customer no:

21127

Carl & / Whil	Date: /0/14/03
Paul F Kudirka Fsg. Reg. No. 26 931	

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New 53(b) Application 2 of 2

REQUEST AND CERTIFICATION UNDER 35 U.S.C. §122(b)(2)(B)(i)

Docket No. P9698

Date: 10/14/03

Applicant:

James M. Kremer, Pascal Ledru And Xuefeng Yao

For:

METHOD, SYSTEM AND ARTICLE OF MANUAFCTURE FOR

DISCOVERING DEVICES IN A NETWORK MONITORING SYSTEM

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. §122(b).

Paul E. Kudirka, Esq. Reg. No. 26,931

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